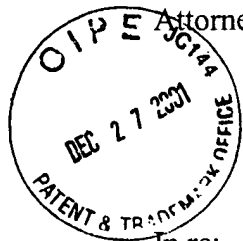


DAC



Attorney's Docket No. 5800-79(35800/191890)

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Glucksmann et al.
Appl. No.: 09/495,823
Filed: January 31, 2000
For: 22438, 23553, 25278, and 26212 NOVEL HUMAN SULFATASES

Confirmation No.: 5331
Group Art No. 1652
Examiner: Y. Pak

**COMMUNICATION REGARDING DECISION ON
PETITION UNDER 37 C.F.R. §1.10(d)**

Special Programs Office
DAC for Patent Examination Policy
Commissioner for Patents
Washington, DC 20231

Sir:

Attached is a copy of the Decision Granting Petition mailed September 25, 2000, which was issued responsive to Applicants' Petition to Grant Filing Date and to Refund Petition Fee dated June 5, 2000 (received by the OIPE on June 13, 2000) and Supplemental Evidence in Support of Petition to Grant Filing Date mailed June 6, 2000 (received by the OIPE June 9, 2000). The following errors are noted on this Decision:

1. The Applicants' name --GLUKSMANN--is misspelled. It should be GLUCKSMANN, Maria Alexandra, *et al.*;
2. In the first paragraph, line 1, following "filed on", the date is not January 31, 2000; it should be either June 13, 2000 or June 9, 2000 as evidenced by the copies of the two (2) return receipt PTO Postcards attached; and
3. In the fourth paragraph, line 2, the correction of the filing date should be to January 31, 2000, not March 24, 1999.

Telephone conversations were had with Examiner Ledford on October 2, 2000 and November 13, 2000 as well as a follow-up voice mail left at 2:20 p.m. on January 19, 2001, in order to obtain a corrected Decision Granting Petition. To date, we have not received a corrected document. Applicants respectfully request that a corrected Decision Granting Petition be issued.

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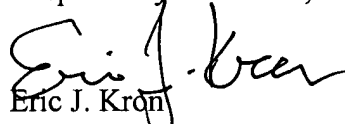
DEC 28 2001

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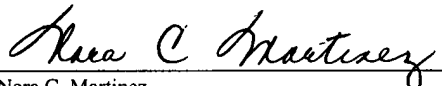
In re: Glucksmann et al.
Appl. No.: 09/495,823
Filed: January 31, 2000
Page 2 of 2

It is not believed that additional fees are incurred as a result of this request; however, any additional fees may be charged to our Deposit Account No. 16-0605.

Respectfully submitted,



Eric J. Kron
Attorney for Applicant
Registration No. 45,941

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|---|--|
| <p>Customer No. 00826 Alston & Bird LLP Bank of America Plaza 101 South Tryon Street, Suite 4000 Charlotte, NC 28280-4000 Tel Raleigh Office (919) 862-2200 Fax Raleigh Office (919) 862-2260</p> | <p style="text-align: center;">CERTIFICATE OF MAILING</p> <p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Special Programs Office, DAC for Patent Examination Policy, Commissioner For Patents, Washington, DC 20231, on October 29, 2001.</p>  _____ Nora C. Martinez |
|---|--|

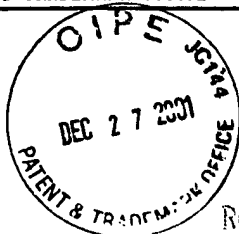


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SPECIAL PROGRAMS OFFICE
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DECISION GRANTING
PETITION

JUNE 13, 2000 AND JUNE 9, 2000

ALSTON & BIRD LLP
P O DRAWER 34009
CHARLOTTE, NC 28234-4009

In re Application of:
GLUCKSMANN, MARIA ALEXANDRA, et al.
Application No. 09/495,823
Filed: 01/31/2000
Attorney Docket No. 5800-79

This is a decision on the petition under 37 C.F.R. §1.10(d), filed on ~~January 31, 2000~~, requesting that the above-identified application be accorded a filing date of January 31, 2000, rather than the presently accorded filing date of February 1, 2000.

Petitioner alleges that the application was deposited in Express Mail service on January 31, 2000. In support, the petition is accompanied by: a copy of the cover sheet for the above-referenced application showing the Express Main Number EL039496501US, a copy of the relevant page from the secretary's log of PTO mailings showing that the application was transmitted to the PTO on January 31, 2000, an affidavit signed by Nora Martinez, which states that she is the secretary who keeps the logbook and that she entered the information regarding the date the present application was transmitted to the PTO, a copy of the Alston & Bird, L.L.P. courier service logbook showing the accept and pickup date for Express Mail number EL039496501US as January 31, 2000, an affidavit signed by Sean Calfee stating that he personally delivered Express Mail number EL039496501US into the hands of a U.S. postal worker behind the Express Mail window at a U.S. Post Office on January 31, 2000, and a copy of the printout of the action screen for the present application which was obtained from the Alston & Bird, L.L.P. patent database showing the action type as "APP SENT PTO" on January 31, 2000.

After a review of the above, *this petition is granted.*

→ This application will be returned to Initial Patent Examination Division for correction of the filing date to ~~March 24, 1999~~. *JANUARY 31, 2000*

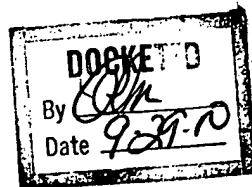
Telephone inquiries concerning this matter may be directed to Petitions Attorney Scott M. Ledford in the Office of Petitions at (703) 306-5593.

Beverly M. Flanagan
Beverly Flanagan
Supervisory Petitions Examiner
Office of Petitions
Office of the Deputy Assistant Commissioner
for Patent Examination Policy

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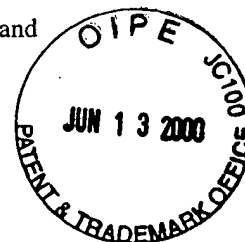
Assistant Commissioner For Patents
Washington, DC 20231

Date Received: 06/05/2000
Atty. Dkt. No. 5800-79

Application No. 09/495,823; Filing Date January 31, 2000
Inventor(s): Glucksmann et al.; Title of Invention: 22438, 23553, 25278, AND
26212 NOVEL HUMAN SULFATASES
Documents Enclosed: Petition To Grant Filing Date And To Refund Petition
Fee with attachment Items 1-6

Check Enclosed ----

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Assistant Commissioner For Patents
Washington, DC 20231

Date Received: 06/06/2000
Atty. Dkt. No. 5800-79

Application No. 09/495,823; Filing Date January 31, 2000
Inventor(s): Glucksmann et al.; Title of Invention: 22438, 23553, 25278, AND
26212 NOVEL HUMAN SULFATASES
Documents Enclosed: Supplemental Evidence In Support Of Petition To Grant
Filing Date; Affidavit Of Personal Delivery

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Attorney's Docket No. 5800-79(35800/191890)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Glucksmann et al. Confirmation No.: 5331
Appl. No.: 09/495,823 Group Art Unit: 1643
Filed: January 31, 2000
For: 22438, 23553, 25278, AND 26212 NOVEL HUMAN SULFATASES

October 29, 2001

Commissioner for Patents
Office of Initial Patent Examination
Customer Service Center
Washington, DC 20231

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REQUEST FOR CORRECTED FILING RECEIPT

Sir:

In reviewing the Filing Receipt for the above referenced application, Applicant notes that errors appear as noted on the enclosed copy of the Filing Receipt. Applicant requests that a corrected Filing Receipt be issued.

Respectfully submitted,

Eric J. Kron
Eric J. Kron
Registration No. 45,941

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|--|--|
| Customer No. 00826 ALSTON & BIRD LLP Bank of America Plaza 101 South Tryon Street, Suite 4000 Charlotte, NC 28280-4000 Tel Raleigh Office (919) 862-2200 Fax Raleigh Office (919) 862-2260 | CERTIFICATE OF MAILING I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, Office of Initial Patent Examination, Customer Service Center, Washington, DC 20231, on October 29, 2001. <i>Nora C. Martinez</i> Nora C. Martinez |
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| APPLICATION NUMBER | FILING DATE | GRP ART UNIT | FIL FEE REC'D | ATTY. DOCKET NO | DRAWINGS | TOT CLAIMS | IND CLAIMS |
|--------------------|-------------|--------------|---------------|-----------------|----------|------------|------------|
| 09/495,823 | 01/31/2000 | 1643 | 928 | 5800-79 | 25 | 25 | 3 |

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CHARLOTTE, NC 28234-4009

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Date Mailed: 10/31/2000

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the PTO processes the reply to the Notice, the PTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s) Glucksmann
Maria Alexandra Glucksmann, Lexington, MA ;
Mark Williamson, Saugus, MA ;

Continuing Data as Claimed by Applicant

Foreign Applications

If Required, Foreign Filing License Granted 04/03/2000

Title

22438,23553,25278, and 26212 novel human sulfatases

Preliminary Class

435

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Data entry by : SCOTT, JOSEPH

Team : OIPE

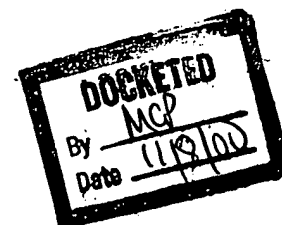
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Bib Data Sheet

CONFIRMATION NO. 5331

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|--|---|-------------------------------|---|---------------------------------------|
| SERIAL NUMBER 09/495,823 | FILING DATE 01/31/2000 RULE | CLASS 435 | GROUP ART UNIT 1652 | ATTORNEY DOCKET NO. 5800-79 |
| APPLICANTS Maria Alexandra Glucksmann, Lexington, MA; Mark Williamson, Saugus, MA; | | | | |
| ** CONTINUING DATA ***** ** FOREIGN APPLICATIONS ***** | | | | |
| IF REQUIRED, FOREIGN FILING LICENSE GRANTED ** 04/03/2000 | | | | |
| Foreign Priority claimed <input type="checkbox"/> yes <input type="checkbox"/> no 35 USC 119 (a-d) conditions met <input type="checkbox"/> yes <input type="checkbox"/> no <input type="checkbox"/> Met after Allowance Verified and Acknowledged _____ Examiner's Signature Initials | | STATE OR COUNTRY MA | SHEETS DRAWING 25 | TOTAL CLAIMS 25 |
| | | | | INDEPENDENT CLAIMS 3 |
| ADDRESS 000826 | | | | |
| TITLE 22438,23553,25278, and 26212 novel human sulfatases | | | | |
| FILING FEE RECEIVED 928 | FEES: Authority has been given in Paper No. _____ to charge/credit DEPOSIT ACCOUNT No. _____ for following: | | <input type="checkbox"/> All Fees <input type="checkbox"/> 1.16 Fees (Filing) <input type="checkbox"/> 1.17 Fees (Processing Ext. of time) <input type="checkbox"/> 1.18 Fees (Issue) <input type="checkbox"/> Other _____ <input type="checkbox"/> Credit | |

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